



PATENT

Docket No. 300622005500

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Assistant Commissioner for Patents, Washington, D.C. 20231, on April 8, 2002.

*Garee A. Haney*  
Garee A. Haney

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TECH CENTER 1600/2900

In the application of:

Chaitan KHOSLA et al.

Serial No.: 09/867,845

Filing Date: May 29, 2001

For: DESIGN OF POLYKETIDE SYNTHASE  
GENES

Examiner: To Be Assigned

Group Art Unit: 1633

**SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT UNDER 37 C.F.R. § 1.97**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

This application claims the benefit of the filing dates of United States provisional application serial numbers 60/207,331, filed May 30, 2000 and 60/237,382, filed October 4, 2000.

This application is also related to United States serial number 09/927,559, filed August 9, 2001; and United States provisional application serial numbers 60/224,038, filed August 9, 2000, and 60/248,387, filed November 13, 2000.

This application is also related to PCT Patent Publication Number WO 01/92991, published December 6, 2001, which claims the benefit of the filing date of United States Provisional Application Number 60/207,331, now lapsed.

The documents listed on the attached Form PTO-1449 were cited in a Search Report (copy attached) directed to a counterpart international or foreign application.

This Information Disclosure Statement is submitted:

- ☒ Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required.
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
  - ☐ A fee is required. A check in the amount of \* is enclosed.
  - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly, no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the amount of \* is enclosed.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 300622005500. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: April 8, 2002

Respectfully submitted,

By: Brenda J. Wallach

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Form PTO-1449  INFORMATION DISCLOSURE CITATION IN AN APPLICATION  <i>(Use several sheets if necessary)</i>	Docket Number 300622005500	Application Number 09/867,845
	Applicant  Chaitan KHOSLA et al.	
	Filing Date May 29, 2001	Group Art Unit 1633
	Mailing Date April 8, 2002	

## U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate

## FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO
	1.	01/1999	WO 99/03986	WIPO			
	2.	02/2000	WO 00/04865	WIPO			
	3.	05/2000	WO 00/24907	WIPO			
	4.	06/2000	WO 00/31247	WIPO			
	5.	08/2000	WO 00/44717	WIPO			

## OTHER DOCUMENTS

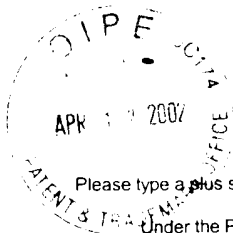
*(including author, title, Date, Pertinent Pages, Etc.)*

Examiner Initials	Ref. No.	Title
	6.	Gokhale et al., Science (1999) 284:482-485
	7.	Nicolaou et al., Angew. Chem. Int. Ed. (1998) 37:2014-2045
	8.	Ranganathan et al., Chemistry & Biology (1999) 6:731-741

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.



1233

PTO/SB/21 (08-00)

Approved for use through 10/31/02 OMB 0651-0031

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number 09/867,845

Filing Date May 29, 2001

First Named Inventor Chaitan KHOSLA

Group Art Unit 1633

Examiner Name To Be Assigned

Total Number Of Pages In This Submission

8

Attorney Docket No.

300622005500

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## ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☐ Amendment / Reply

☐ After Final

☐ Affidavits/declarations

☐ Extension of Time Request

☐ Express Abandonment Request

☒ Information Disclosure Statement;  
copy of partial International Search  
Report; PTO form 1449; and 8  
references

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/  
Incomplete Application

☐ Response to Missing Parts  
under 37 CFR 1.52 or 1.53

☐ Assignment Papers  
(for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a  
Provisional Application

☐ Power of Attorney, Revocation  
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication to  
Group

☐ Appeal Communication to Board of  
Appeals and Interferences

☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please identify  
below): Return postcard

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm

or

Individual Name

Brenda J. Wallach  
Registration No. 45,193

Signature

Brenda J Wallach

Date

April 8, 2002

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